

ORIGINAL

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - - X

UNITED STATES OF AMERICA

- v. -

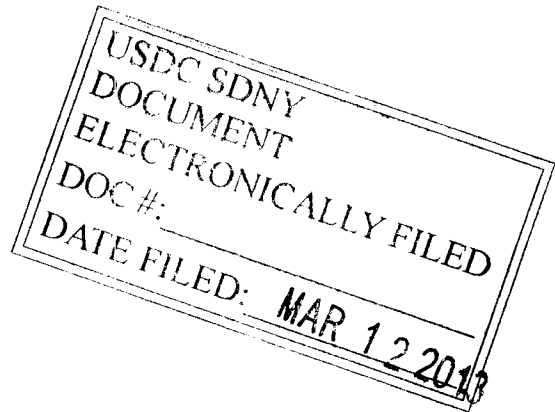
DANIEL DELVALLE,  
a/k/a "BD,"  
ROBERT CALVENTE,  
a/k/a "Rob,"  
ANGEL CONCEPCION,  
a/k/a "Cito,"  
a/k/a "Sepa,"  
LEON SANTIAGO,  
a/k/a "Yuko,"  
RITCHIE SANTIAGO,  
a/k/a "Ritchie,"  
SAMUEL TORRES,  
a/k/a "Blam,"  
NELSON TORRES,  
a/k/a "Lucci," and  
PAUL COLON,  
a/k/a "Pauly,"

Defendants.

- - - - - X

INDICTMENT

S3 12 Cr. 732 (WHP)



COUNT ONE

The Grand Jury charges:

1. From at least in or about 2006, up to and including in or about 2012, in the Southern District of New York and elsewhere, DANIEL DELVALLE, a/k/a "BD," ROBERT CALVENTE, a/k/a "Rob," ANGEL CONCEPCION, a/k/a "Cito," a/k/a "Sepa," LEON SANTIAGO, a/k/a "Yuko," RITCHIE SANTIAGO, a/k/a "Ritchie," SAMUEL TORRES, a/k/a "Blam," NELSON TORRES, a/k/a "Lucci," and

PAUL COLON, a/k/a "Pauly," the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that DANIEL DELVALLE, a/k/a "BD," ROBERT CALVENTE, a/k/a "Rob," ANGEL CONCEPCION, a/k/a "Cito," a/k/a "Sepa," LEON SANTIAGO, a/k/a "Yuko," RITCHIE SANTIAGO, a/k/a "Ritchie," SAMUEL TORRES, a/k/a "Blam," NELSON TORRES, a/k/a "Lucci," and PAUL COLON, a/k/a "Pauly," the defendants, and others known and unknown, would and did distribute and possess with the intent to distribute controlled substances, in violation of 21 U.S.C. § 841(a)(1).

3. The controlled substances involved in the offense were: (1) 280 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack," in violation of 21 U.S.C. § 841(b)(1)(A); (2) mixtures and substances containing a detectable amount of cocaine, in violation of 21 U.S.C. § 841(b)(1)(C); and (3) Oxycodone, a Schedule II controlled substance, in violation of 21 U.S.C. § 841(b)(1)(C).

#### OVERT ACTS

4. In furtherance of the conspiracy, and to effect the illegal object thereof, the following overt acts, among

others, were committed in the Southern District of New York and elsewhere:

a. On or about May 22, 2012, DANIEL DELVALLE, a/k/a "BD," and ROBERT CALVENTE, a/k/a "Rob," the defendants, possessed approximately 102 grams of crack cocaine, 28 grams of cocaine, 955 Oxycodone pills and 2 grams of marijuana, in Rockland County, New York.

b. On or about December 20, 2011, ANGEL CONCEPCION, a/k/a "Cito," a/k/a "Sepa," and RITCHIE SANTIAGO, a/k/a "Ritchie," the defendants, possessed crack cocaine in the vicinity of Saint Ann's Avenue and East 149<sup>th</sup> Street, in the Bronx, New York.

c. On or about December 29, 2010, RITCHIE SANTIAGO transported oxycodone from the Bronx, New York to Vermont.

d. On or about December 13, 2010, LEON SANTIAGO, a/k/a "Yuko," the defendant, and ANGEL CONCEPCION transported crack cocaine from the Bronx, New York to Vermont.

e. On or about October 28, 2010, PAUL COLON, a/k/a "Pauly," the defendant, possessed crack cocaine in the vicinity of 665 Westchester Avenue, in the Bronx, New York.

f. On or about July 11, 2010, ROBERT CALVENTE possessed a loaded .38 caliber handgun.

g. On or about March 5, 2010, LEON SANTIAGO sold a quantity of crack cocaine to an undercover officer in the vicinity of 525 Jackson Avenue, in the Bronx, New York.

h. On or about November 21, 2009, DANIEL DELVALLE possessed crack cocaine in the Bronx, New York.

i. On or about August 25, 2007, PAUL COLON sold a quantity of crack cocaine to an undercover officer in the vicinity of Westchester Avenue and Trinity Avenue, in the Bronx, New York.

j. On or about January 19, 2007, ANGEL CONCEPCION, SAMUEL TORRES, a/k/a "Blam," NELSON TORRES, a/k/a "Lucci," and PAUL COLON, the defendants, possessed a firearm and crack cocaine in the vicinity of 595 Trinity Avenue, in the Bronx, New York.

k. On or about January 10, 2007, SAMUEL TORRES possessed crack cocaine in the vicinity of 726 East 152<sup>nd</sup> Street, in the Bronx, New York.

l. On or about May 6, 2006, NELSON TORRES sold a quantity of crack cocaine to an undercover officer in the vicinity of 656 Westchester Avenue, in the Bronx, New York.

(Title 21, United States Code, Section 846)

COUNT TWO

The Grand Jury further charges:

5. From at least in or about 2006, up to and including in or about 2012, in the Southern District of New York and elsewhere, DANIEL DELVALLE, a/k/a "BD," ROBERT CALVENTE, a/k/a "Rob," ANGEL CONCEPCION, a/k/a "Cito," a/k/a "Sepa," LEON SANTIAGO, a/k/a "Yuko," RITCHIE SANTIAGO, a/k/a "Ritchie," SAMUEL TORRES, a/k/a "Blam," NELSON TORRES, a/k/a "Lucci," and PAUL COLON, a/k/a "Pauly," the defendants, during and in relation to a drug trafficking crime for which they may be prosecuted in a court of the United States, namely, the offense charged in Count One of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, which were discharged, to wit, DELVALLE, CALVENTE, CONCEPCION, LEON SANTIAGO, RITCHIE SANTIAGO, SAMUEL TORRES, NELSON TORRES, and COLON, the defendants, used, carried, possessed, and discharged, and aided and abetted the use, carrying, possessing and discharging of semi-automatic pistols and other firearms in the Bronx, New York.

(Title 18, United States Code,  
Sections 924(c)(1)(A)(iii) and 2.)

**FORFEITURE ALLEGATIONS**

6. As a result of committing the controlled substance offense alleged in Count One of this Indictment, DANIEL DELVALLE, a/k/a "BD," ROBERT CALVENTE, a/k/a "Rob," ANGEL CONCEPCION, a/k/a "Cito," a/k/a "Sepa," LEON SANTIAGO, a/k/a "Yuko," RITCHIE SANTIAGO, a/k/a "Ritchie," SAMUEL TORRES, a/k/a "Blam," NELSON TORRES, a/k/a "Lucci," and PAUL COLON, a/k/a "Pauly," the defendants, shall forfeit to the United States pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds the said defendants obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count One of this Indictment.

7. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third person;

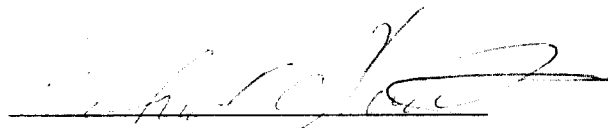
c. has been placed beyond the jurisdiction of the Court;

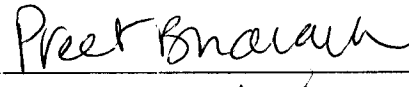

d. has been substantially diminished in value;

or

e. has been commingled with other property which cannot be subdivided without difficulty; it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 841(a)(1),  
846, and 853.)

  
FOREPERSON

  
PREET BHARARA   
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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SOUTHERN DISTRICT OF NEW YORK

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Defendants.

INDICTMENT

S2 12 Cr. 732 (WHP)

(21 U.S.C. §§ 841, 846, and 853 and  
18 U.S.C. §§ 924(c) and 2.)

PREET BHARARA

United States Attorney.

A TRUE BILL

Richard L. P. Foreperson.

3/12/13  
MC

- Filed superseding Indictment  
Judge Ellis  
USMJ